

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE: ASBESTOS PRODUCTS  
LIABILITY LITIGATION (NO. VI) ) CIVIL ACTION NO. MDL 875  
This Document Relates to: ) W.D.N.C. 5:01-CV-209-T  
JERRI McCURRY, Administrator of the )  
Estate of NORRIS RAY McCURRY, )  
Plaintiff, )  
v. )  
THE ANCHOR PACKING COMPANY, )  
et al, including JOHN CRANE, INC. )  
Defendants. )

FILED  
ASHEVILLE, N.C.  
DEC 12 2006  
U.S. DISTRICT COURT  
W. DIST. OF N.C.

ORDER OF DISMISSAL

AND NOW, this 27<sup>th</sup> day of October, 2006, pursuant to MDL  
875 Pretrial Order No. 3, Section 3.I.C., upon consideration of the request for dismissal  
of defendant John Crane, Inc., all counsel of record having been served with its letter  
motion requesting dismissal by agreement, and there being no opposition to the entry of  
this Order;

IT IS HEREBY ORDERED that the request for dismissal is granted with prejudice  
as to the claims of the Jerri McCurry, Administrator of the Estate of Norris Ray McCurry,  
and without prejudice as to all crossclaims against defendant John Crane, Inc. for the  
following reason:

       1. Movant did not come into existence until after plaintiff's alleged  
asbestos exposure.

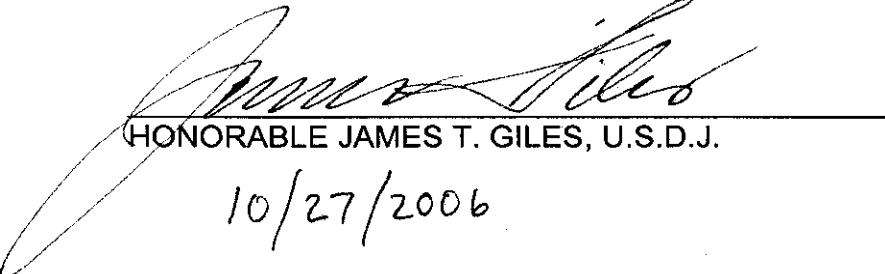
2. Movant never manufactured, distributed, sold or otherwise supplied any asbestos-containing product prior to or at the time of plaintiff's alleged exposure.

3. Movant never manufactured, distributed, sold or otherwise supplied any asbestos-containing product to plaintiff's employer or performed any work involving asbestos at plaintiff's place(s) or employment.

4. The absence of evidence of exposure to Movant's asbestos-containing products;

5. Other grounds.

SO ORDERED:

  
HONORABLE JAMES T. GILES, U.S.D.J.

10/27/2006

J.